

IN THE SUPREME COURT OF THE STATE OF DELAWARE

KENNETH M. MANISCALCO,	§	
	§	No. 346, 2010
Defendant Below,	§	
Appellant,	§	
	§	
v.	§	
	§	Court Below:
	§	Superior Court of the
STATE OF DELAWARE,	§	State of Delaware, in and
	§	for New Castle County
	§	
Plaintiff Below,	§	Cr. I.D. No. 0907015096
Appellee.	§	

Submitted: October 20, 2010

Decided: October 21, 2010

Before **BERGER, JACOBS** and **RIDGELY**, Justices.

ORDER

This 21st day of October 2010, the Court, having considered this matter on the briefs of the parties, and having concluded that the same should be affirmed on the basis of and for the reasons assigned by the Superior Court in its decision of May 19, 2010;

NOW, THEREFORE, IT IS HEREBY ORDERED that the judgment of the Superior Court be, and the same hereby is, **AFFIRMED**.

BY THE COURT:

/s/ Carolyn Berger

Justice